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FACSIMILE TRANSMITTAL SHEET

TO: U.S. Patent and Trademark Office  
Examiner Edward Webman - Group 1617

FROM: Guy V. Tucker

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DATE: April 25, 2005

RE: U.S. Serial No 10/616,448

PAGES: 9  
(INCLUDING COVER)

☐ URGENT ☐ FOR REVIEW ☐ PLEASE COMMENT ☐ PLEASE REPLY ☐ PLEASE RECYCLE

NOTES/COMMENTS:

Amendment Transmittal  
Amendment

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APR 25 2005

Practitioner's Docket No. 0103.11

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Jeffry G. Weers

Application No.: 10/616,448

Group No.: 1617

Filed: 07/08/2003

Examiner: Edward Webman

For: PHOSPHOLIPID BASED POWDERS FOR INHALATION

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

## AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

## STATUS

2. Applicant is other than a small entity.

## EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant petitions for an extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. 1.17(a)(1)-(4)) for three months:

Fee: \$1,020.00

**CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\***  
(When using Express Mail, the Express Mail label number is mandatory;  
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

## MAILING

\_\_\_ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

\_\_\_ with sufficient postage as first class mail.

37 C.F.R. § 1.10\*

\_\_\_ as "Express Mail Post Office to Addressee"

Mailing Label No. \_\_\_\_\_ (mandatory)

## TRANSMISSION

XX facsimile transmitted to the Patent and Trademark Office, (703) 872-9306

Date: 4/25/05Signature Kathy HonnertKathy Honnert  
(type or print name of person certifying)

\* Only the date of filing (' 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under ' 1.8 continues to be taken into account in determining timeliness. See ' 1.703(f). Consider "Express Mail Post Office to Addressee" (' 1.10) or facsimile transmission (' 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

Amendment Transmittal--page 1 of 2

**FEE FOR CLAIMS**

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col. 1)	(Col. 2)	(Col. 3)	OTHER THAN A SMALL ENTITY			
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE		
TOTAL	9	- 20	= 0	x \$ 50.00	= \$		0.00
INDEP.	1	- 3	= 0	x \$ 200.00	= \$		0.00
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+ \$ 0.00	= \$		0.00
				TOTAL ADDIT. FEE	\$		0.00

No additional fee for claims is required.

**FEE PAYMENT**

5. Authorization is hereby made to charge the amount of \$1,020.00 to Deposit Account No. 500348.

Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.

A duplicate of this paper is attached.

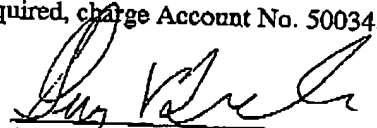
**FEE DEFICIENCY**

6. If an additional extension and/or fee is required, charge Account No. 500348.

If an additional fee for claims is required, charge Account No. 500348.

Date: 25 APR 2005

Reg. No.: 45,302  
Tel. No.: 650-631-3100  
Customer No.: 21968

  
\_\_\_\_\_  
Signature of Practitioner  
Guy V. Tucker  
Nektar Therapeutics  
150 Industrial Road  
San Carlos, CA 94070

CERTIFICATE OF MAILING

I hereby certify that the following papers are being facsimile transmitted to the Patent and Trademark Office at (703) 872-9306 on 4/25/05

Signed: Kathy Honnert  
Kathy Honnert

PATENT

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In the United States Patent and Trademark Office  
.....

Applicant: Weers et al.

Applicant's Ref: 0103.11

Application No: 10/616,448

Filed: July 8, 2003

Title: PHOSPHOLIPID-BASED POWDERS  
FOR INHALATION

Examiner: Edward J. Webman  
Group Art Unit: 1617

AMENDMENT

July 8, 2003

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This amendment is in response to the Office Action dated October 25, 2004 and is being filed within six months thereof with a request for a three month extension of time. The present amendment is being filed in accordance with revised rule 37 CFR 1.121. Thus, marked-up amendments to the claims and/or specification are provided, and no clean versions of the amendments are provided.